

Panaji, 11th March, 2004 (Phalguna 21, 1925)

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GOVERNMENT OF GOA

Note: There is one Extraordinary issue to the Official Gazette Series I No. 49 dated 4-3-2004, Extraordinary dated 9-3-2004 from pages 1807 to 1812 regarding Notifications from Department of Law & Judiciary (Legal Affairs Division).

GOVERNMENT OF GOA

Department of Law & Judiciary

Legal Affairs Division

Notification

10/3/2003/LA

The following Orders received from the Government of India, Ministry of Law, Justice and Company Affairs (Legislative Department), New Delhi, are hereby published for the general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 6th February, 2004.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

Notification

New Delhi, the 18th February, 2003

G.S.R. 112(E).— The following Order made by the President is published for general information:—

"C.O. 191

THE CONSTITUTION (DISTRIBUTION OF REVENUES) ORDER, 2003

In exercise of the powers conferred by article 275 of the Constitution, read with section 36 of

the Madhya Pradesh Reorganisation Act, 2000 (28 of 2000), section 41 of the Uttar Pradesh Reorganisation Act, 2000 (29 of 2000) and section 40 of the Bihar Reorganisation Act, 2000 (30 of 2000), the President hereby makes the following Order:—

1. This Order may be called the Constitution (Distribution of Revenues) Order, 2003.

2. The General Clauses Act, 1897 (10 of 1897) shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. The Local Bodies (Panchayati Raj Institutions and Urban Local Bodies) grants recommended by Eleventh Finance Commission for the period 2000-05 have been divided on the basis of the relative proportion of rural and urban local bodies in the successor States as follows:—

Sl. No.	State	Share of the State in	
		Grants for Panchayati Raj Institutions	Grants for Urban Local Bodies
(Rupees in Crores)			
1.	Bihar	543.75	67.07
2.	Jharkhand	241.29	26.83
3.	Madhya Pradesh	505.47	127.40
4.	Chhattisgarh	210.00	28.61
5.	Uttar Pradesh	1167.13	227.89
6.	Uttaranchal	152.00	23.74

4. One fifth of amount of these grants shall be released to the States each year on an "on account" basis in accordance with the stipulations prescribed in the guidelines for utilisation of local bodies grants issued by the Ministry of Finance and Company Affairs. The amounts released during each year shall be regularised through the issue of Presidential Order at the end of the financial year.

5. The unutilised grant for a particular year may be carried forward to next year and the grant which remains unutilised will be credited to the Incentive Fund during 2004-05 under the States' Fiscal Reforms Programme.

A. P. J. ABDUL KALAM,
President".

[F. No. 19(1)/2003-L.I.]
SUBHASH C. JAIN, Secy.

MINISTRY OF LAW AND JUSTICE
(Legislative Department)

Notification

New Delhi, the 20th February, 2003

G.S.R. 114(E).— The following Order made by the President is published for general information:—

"C.O. 192

THE SCHEDULED AREAS (STATES OF CHHATTISGARH, JHARKHAND AND MADHYA PRADESH), ORDER, 2003

In exercise of the powers conferred by sub-paragraph (2) of paragraph 6 of the Fifth Schedule to the Constitution of India, the President hereby rescinds the Scheduled Areas (States of Bihar, Gujarat, Madhya Pradesh and Orissa) Order, 1977 in so far as it relates to the areas now comprised in the States of Chhattisgarh, Jharkhand and Madhya Pradesh and in consultation with the Governors of the States concerned, is pleased to make the following Order, namely:—

1. (1) This Order may be called the Scheduled Areas (States of Chhattisgarh, Jharkhand and Madhya Pradesh) Order, 2003.

(2) It shall come into force at once.

2. The areas specified below are hereby redefined to be the Scheduled Areas within the States of Chhattisgarh, Jharkhand and Madhya Pradesh:—

CHHATTISGARH

1. Surguja district.
2. Koria district.
3. Bastar district.
4. Dantewara district.
5. Kanker district.

6. Marwahi, Gorella-1 Gorella-2 Tribal Development Blocks and Kota Revenue Inspector Circle in Bilaspur district.
7. Korba district.
8. Jashpur district.
9. Dharmjaigarh, Gharghoda, Tamnar, Lailunga and Kharsia Tribal Development Blocks in Raigarh district.
10. Dondi Tribal Development Block in Durg district.
11. Chauki, Manpur and Mohla Tribal Development Blocks in Rajnandgaon district.
12. Gariaband, Mainpur and Chhura Tribal Development Blocks in Raipur district.
13. Nagri (Sihawa) Tribal Development Block in Dhamtari district.

JHARKHAND

1. Burmu, Mandar, Chanhoo, Bero, Lapung, Ratu, Namkom, Kanke, Ormanjhi, Angara, Silli, Sonahatu, Tamar, Bundu, Arki, Khunti, Murhu, Karra, Torpa and Rania blocks in Ranchi district.
2. Kisko, Kuru, Lohardaga, Bhandra and Senha blocks in Lohardaga district.
3. Bishunpur, Ghagra, Chainpur, Dumri, Raidih, Gumla, Sisai, Bharno, Kamdara, Basia and Palkot blocks in Gumla district.
4. Simdega, Kolebira, Bano, Jaldega, Thethaitangar, Kurdeg and Bolba blocks in Simdega district.
5. Barwadih, Manika, Balumath, Chandwa, Latehar, Garu and Mahuadarn blocks in Latehar district.
6. Bhandaria block in Garhwa district.
7. Bandgaon, Chakradharpur, Sonua, Goelkera, Manoharpur, Noamundi, Jagannathpur, Manghgaon, Kumardungi, Manjhari, Tantt Nagar, Jhickpani, tonto, Khutpani and Chaibasa blocks in West-Singhbhum district.
8. Govindpur (Rajnagar), Adityapur (Gamhariya), Saraikela, Kharsawan, Kuchai, Chandil, Ichagarh and Nimdih blocks in Saraikela-Kharsawan district.
9. Golmuri - Jugsalai, Patmada, Potka, Dumaria, Musabani, Ghatsila, Dhalbhumgarh, Chakulia and bahragora blocks in East-Singhbhum district.
10. Saraiyahat, Jarmundi, Jama, Ramgarh, Gopikandar, Kathikund, Dumka, Sikaripara, Raneshwar, and Masalia blocks in Dumka district.
11. Kundhit, Nala, Jamtara and Narainpur blocks in Jamtara district.
12. Sahebganj, Borio, Taljhari, Rajmahal, Barharwa, Pathna and Barhet blocks in Sahebgani district.
13. Littipara, Amrapara, Hiranpur, Pakur, Maheshpur and Pakuria blocks in Pakur district.
14. Boarijore and Sunderpahari blocks in Godda district.

MADHYA PRADESH

1. Jhabua district.
2. Mandla district.
3. Dindori district.
4. Barwani district.
5. Sardarpur, Dhar, Kukshi, Dharampuri, Gandhwani and Manawar tahsils in Dhar district.
6. Bhagwanpura, Segaoon, Bhikangaon, Jhimniya,

Khargone and Meheshwar tahsils in Khargone (West Nimar) district.

7. Khalwa Tribal Development Block of Harsud tahsil and Khaknar Tribal Development Block of Khaknar tahsil in Khandwa (East Nimar) district.
8. Sailana and Bajna tahsils in Ratlam district.
9. Betul tahsil (excluding Betul Development Block) and Bhainsdehi and Shahpur tahsils in Betul district.
10. Lakhanadone, Ghansaur and Kurai tahsils in Seoni district.
11. Baihar tahsil in Balaghat district.
12. Kesla Tribal Development Block of Itarsi tahsil in Hoshangabad district.
13. Pushparajgarh, Anuppur, Jaithari, Kotma, Jaitpur, Sohagpur and Jaisinghnagar tahsils of Shahdol district.
14. Pali Tribal Development Block in Pali tahsil of Umaria district.
15. Kusmi Tribal Development Block in Kusmi tahsil of Sidhi district.
16. Karahal Tribal Development Block in Karahal tahsil of Sheopur district.
17. Tamia and Jamai tahsils, patwari circle Nos. 10 to 12 and 16 to 19, villages, Siregaon Khurd and Kirwari in patwari circle No. 09, villages Mainawari and Gaulie Parasia of patwari circle No. 13 in Parasia tahsil, village Bamhani of patwari circle No. 25 in Chhindwara tahsil, Harai Tribal Development Block and patwari circle Nos. 28 to 36, 41, 43, 44 and 45B in Amarwara tahsil

Bichhua tahsil and patwari circle Nos. 05, 08, 09, 10, 11 and 14 in Saunsar tahsil, Patwari circle Nos. 01 to 11 and 13 to 26, and patwari circle No. 12 (excluding village Bhuli), village Nandpur of patwari circle No. 27, villages Nilkanth and Dhawdikhapa of patwari circle No. 28 in Pandurna tahsil of Chhindwara district.

3. Any reference in the preceding paragraph to a territorial division by whatever name indicated shall be construed as a reference to the territorial division of that name as existing at the commencement of this Order.

A. P. J. ABDUL KALAM,
President."

[F.No. 19(5)/2002-L.I.]
SUBHASH C. JAIN, Secy.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

Notification

New Delhi, the 4th March, 2003

G.S.R. 189(E).— The following Order made by the President is published for general information:—

"C.O. 193

THE CONSTITUTION (DISTRIBUTION OF REVENUES) NO. 2 ORDER, 2003

In exercise of the powers conferred by article 275 of the Constitution, read with Section 36 of the Madhya Pradesh Reorganisation Act, 2000 (28 of 2000), Section 41 of the Uttar Pradesh reorganisation Act, 2000 (29 of 2000) and Section 40 of the Bihar reorganisation Act, 2000 (30 of 2000), the President, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 2 Order, 2003.

2. The General Clauses Act, 1897 (10 of 1897) shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. The upgradation grants recommended by the Eleventh Finance Commission for the period 2000-2005 have been divided on the basis of the relative proportion of the number of districts in each of the successor States. Further, the special problem grants recommended by the Eleventh Finance Commission for the period 2000-2005 have been divided on the basis of the particular locations of the schemes among the successor States.

The share of the successor States in the upgradation and special problem grants recommended by the Eleventh Finance Commission for the period 2000-2005 shall be as under:—

State	Upgradation grants	Special problem grants	Total (Upgradation and special problem grants)
		(Rupees in crores)	
Bihar	228.48	31.67	260.15
Jharkhand	113.12	28.33	141.45
Madhya Pradesh	292.02	60.00	352.02
Chattisgarh	142.50	—	142.50
Uttar Pradesh	503.53	33.73	537.26
Uttaranchal	106.38	26.27	132.65

The upgradation and special problem grants will be released to States in accordance with the stipulations laid down in the guidelines for utilisation of upgradation and special problem grants issued by the Ministry of Finance, Department of Expenditure, vide letter No. F. 16(2)-

FCD/2000, dated the 3rd November, 2000. The amounts released during each year shall be regularised through the issue of President Order at the end of the financial year:

Provided that the unutilised grant for a particular year shall be carried forward to next year and the grant which remains unutilised shall be credited to the Incentive Fund during 2004-2005 under the States' Fiscal Reform Programmes.

A. P. J. ABDUL KALAM,
President."

[F.No. 19(2)/2003-L.I.]
SUBHASH C. JAIN, Secy.

MINISTRY OF LAW AND JUSTICE
(Legislative Department)

Notification

New Delhi, the 18th March, 2003

G.S.R. 227(E).— The following Order made by the President is published for general information:—

"C.O. 194

THE CONSTITUTION (DISTRIBUTION OF
REVENUES) No. 3 ORDER, 2003

In exercise of the powers conferred by article 275 of the Constitution, read with section 36 of the Madhya Pradesh Reorganisation Act, 2000 (28 of 2000), Section 41 of the Uttar Pradesh Reorganisation Act, 2000 (29 of 2000) and section 40 of the Bihar Reorganisation Act, 2000 (30 of 2000), the President hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 3 Order, 2003.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. The shares of the Calamity Relief Fund, recommended by the Eleventh Finance Commission for the States of Madhya Pradesh as it existed immediately before the 1st November, 2000, Uttar Pradesh as it existed immediately before the 9th November, 2000 and Bihar as it existed immediately before the 15th November, 2000, has been determined between the respective successor States of Madhya Pradesh and Chhattisgarh, Uttar Pradesh and Uttaranchal, and Bihar and Jharkhand

in the ratio of the area of the territories occupied by the successor States, on the basis of the recommendations of Inter-Ministerial Committee and in pursuance of the provisions of the Madhya Pradesh Reorganisation Act, 2000, the Uttar Pradesh Reorganisation Act, 2000, and the Bihar Reorganisation Act, 2000. The Centre's and the States shares of the Calamity Relief Fund have been apportioned between the successor States and shall be construed to be apportioned between the States of Madhya Pradesh and Chhattisgarh, Uttar Pradesh and Uttaranchal, and Bihar and Jharkhand in the proportion of 308.26:135.19,241.07:53.34 and 94.16:79.72 respectively as specified in the table below:

TABLE

State	Percent- age of Centre's and State's share	2000- -2001	2001- -2002	2002- -2003	2003- -2004	2004- -2005	Total 2000- -2005
Rupees in lakhs							
Madhya Pradesh	75% and 25%	4698	4932	5178	5439	5710	25957
	Total	1566	1644	1726	1812	1903	8651
		6264	6576	6904	7251	7613	34608
Chhattisgarh	75% and 25%	2060	2163	2272	2385	2503	11383
	Total	687	721	757	795	835	3795
		2747	2884	3029	3180	3338	15178
Uttar Pradesh	75% and 25%	10970	11519	12095	12700	13336	60620
	Total	3657	3840	4032	4233	4445	20207
		14627	15359	16127	16933	17781	80827
Uttaranchal	75% and 25%	2828	2549	2676	2810	2950	13413
	Total	809	849	892	937	984	4471
		3237	3398	3568	3747	3934	17884
Bihar	75% and 25%	5022	5273	5537	5814	6105	27751
	Total	1674	1758	1845	1938	2035	9250
		6696	7031	7382	7752	8140	37001
Jharkhand	75% and 25%	4252	4465	4688	4922	5168	23495
	Total	1417	1488	1563	1641	1723	7832
		5669	5953	6251	6563	6891	31327

4. The Calamity Relief Fund will be released to States on fulfilment of the conditions laid down in the guidelines issued by the Ministry of Finance, Department of Expenditure vide letter No. 43(1) PF-1/2000 dated the 24th November, 2000. The amounts released during each year shall be regularised through the issue of Presidential Order at the end of the financial year.

A. P. J. ABDUL KALAM,
President."

[F.No. 19(3)/03-L.I.]
SUBHASH C. JAIN, Secy.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

Notification

New Delhi, the 31st March, 2003

G.S.R. 261(E).— The following Order made by the President is published for general information:—

"C.O. 195"

THE CONSTITUTION (DISTRIBUTION OF REVENUES) No. 4 ORDER, 2003

In exercise of the powers conferred by article 275 of the Constitution, the President, after having considered the recommendations of the Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 4 Order, 2003.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2002, as grants-in-aid of the revenues of—

(a) each of the States specified in column (1) of the Table below, the sums specified against it in column (2) of the said Table towards grants for Panchayati Raj Institutions:—

TABLE	
State	Rupees in lakhs
(1)	(2)
Andhra Pradesh	15204.83
Assam	2334.47
Bihar	16312.50
Chhattisgarh	4200.38
Goa	92.72
Gujarat	10441.30
Haryana	2941.74
Himachal Pradesh	656.69
Karnataka	3941.17
Kerala	6592.58
Madhya Pradesh	10109.00
Maharashtra	6567.29
Meghalaya	256.08
Mizoram	157.10
Nagaland	128.66
Orissa	3455.88

(1)	(2)
Punjab	9278.13
Rajasthan	4909.48
Sikkim	52.92
Tamil Nadu	4661.18
Tripura	284.59
Uttar Pradesh	11671.33
West Bengal	5777.29

Provided that the sums specified above shall be paid to the Panchayati Raj Institutions in the said financial year by a State Government and these sums shall be in addition to the sums flowing to the Panchayati Raj Institutions from the State Government:

Provided further that the sums specified above shall be expended by Panchayati Raj Institutions as per the recommendations of the Eleventh Finance Commission contained in Chapter VIII of its report and in accordance with the guidelines issued by the Central Government for utilisation of the grants:

(b) each of the States specified in column (1) of the Table below, the sums specified against it in column (2) of the said Table towards grants for Urban Local Bodies:—

TABLE	
State	Rupees in lakhs
(1)	(2)
Andhra Pradesh	2483.71
Arunachal Pradesh	20.50
Assam	646.26
Bihar	3352.35
Chhattisgarh	572.23
Goa	46.36
Gujarat	3975.69
Haryana	732.80
Himachal Pradesh	116.76
Jammu and Kashmir	469.74
Jharkhand	1342.50
Karnataka	3744.58
Kerala	1504.91
Madhya Pradesh	3822.00
Maharashtra	3162.54
Manipur	131.88
Meghalaya	80.97
Mizoram	76.89
Nagaland	53.58
Orissa	399.60
Punjab	1641.79
Rajasthan	994.16
Sikkim	6.24
Tamil Nadu	1933.67
Tripura	40.16
Uttar Pradesh	2278.82
Uttaranchal	712.50
West Bengal	3949.78

Provided that the sums specified above shall be paid to the Urban Local Bodies in the said financial year by a State Government and these sums shall be in addition to the sums flowing to the Urban Local Bodies from the State Government:

Provided further that the sums specified above shall be expended by Urban Local Bodies in terms of the recommendations of the Eleventh Finance Commission as contained in Chapter VIII of its report and in accordance with the guidelines issued by the Central Government for utilisation of the grants:

Provided also that the unutilised grant for a particular year may be carried forward to next year and the grant which remains unutilised will be credited to the Incentive Fund during 2004-05 from which fiscal performance based grants are to be released to all the States.

(2) Any sum or sums payable under sub-paragraph (1) shall be in addition to any sum or sums payable to the States under each of the provisos to clause (1) of article 275.

A. P. J. ABDUL KALAM,
President

[F.No. 19(5)/2003-L.I.]
SUBHASH C. JAIN, Secy.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

Notification

New Delhi, the 31st March, 2003

G.S.R. 262(E).— The following Order made by the President is published for general information:—

"C.O. 196"

THE CONSTITUTION (DISTRIBUTION OF REVENUES) No. 5 ORDER, 2003

In exercise of the powers conferred by article 275 of the Constitution, the President, after having considered the recommendations of the Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 5 Order, 2003.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order

as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2002, as grants-in-aid of the revenues to each of the States specified below, the sums specified against it:—

State	Rupees in Crores
(1)	(2)
1. Arunachal Pradesh	209.20
2. Himachal Pradesh	804.55
3. Jammu and Kashmir	1903.48
4. Manipur	299.18
5. Maghalaya	277.30
6. Mizoram	284.60
7. Nagaland	612.13
8. Orissa	236.88
9. Sikkim	144.35
10. Tripura	421.02
11. West Bengal	443.58

(2) The sums specified in column (2) of sub-paragraph (1) represent 85 per cent. of the amount recommended by the Eleventh Finance Commission for the year 2002-03. The Eleventh Finance Commission in its last report had recommended withholding of 15 per cent. of the grant recommended to the above States with matching contribution by the Central Government for crediting into an Incentive Fund from which fiscal performance based grants will be released to all the States.

(3) The following grants-in-aid as specified against each State were released during current year from Incentive Fund based on the fiscal performance of States during 2000-01 and 2001-02:—

State	Rupees in Crores
(1)	(2)
1. Arunachal Pradesh	37.91
2. Assam	32.72
3. Chhatisgarh	35.15
4. Jammu and Kashmir	344.98
5. Kerala	40.92
6. Madhaya Pradesh	33.08
7. Manipur	55.32
8. Maghalaya	103.34
9. Nagaland	102.08
10. Punjab	57.56
11. Sikkim	51.70
12. Tamil Nadu	45.40
13. West Bengal	240.13

(4) Any sum or sums payable under sub-paragraphs (1) and (3) shall be in addition to any sum or sums payable to the States under each of the provisions to clause (1) of article 275.

A. P. J. ABDUL KALAM,
President

[F.No. 19(6)/2003-L.I.]
SUBHASH C. JAIN, Secy.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

Notification

New Delhi, the 31st March, 2003

G.S.R. 263(E).— The following Order made by the President is published for general information:—

"C.O. 197"

THE CONSTITUTION (DISTRIBUTION OF REVENUES) No. 6 ORDER, 2003

In exercise of the powers conferred by article 275 of the Constitution, the President, after having considered the recommendations of the Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 6 Order, 2003.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of the article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2002, as grants-in-aid of the revenues of each of the States specified below, the sums specified against it as representing the contribution of the Central Government towards State Calamity Relief Funds for affording relief to the victims of cyclone, drought, earthquake, fire, flood and hailstorm in the States:—

State	Rupees in lakhs
(1)	(2)
1. Andhra Pradesh	12283.00
2. Arunachal Pradesh	994.00
3. Assam	8392.00
4. Bihar	8173.50

(1)	(2)
5. Chhattisgarh	2272.00
6. Goa	196.00
7. Gujarat	13346.00
8. Haryana	6723.00
9. Himachal Pradesh	3596.00
10. Jammu and Kashmir	5634.00
11. Karnataka	6166.00
12. Kerala	5560.00
13. Madhya Pradesh	5178.00
14. Maharashtra	12999.00
15. Manipur	403.50
16. Meghalaya	326.00
17. Mizoram	468.50
18. Nagaland	81.00
19. Orissa	9052.00
20. Punjab	10147.00
21. Rajasthan	21609.00
22. Sikkim	557.50
23. Tamil Nadu	8487.00
24. Tripura	430.00
25. Uttar Pradesh	17854.50
26. Uttaranchal	2612.50
27. West Bengal	12341.00:

Provided that the sums specified above shall be expended in the financial year commencing on the 1st day of April, 2002 on measures for affording relief in connection with natural calamities specified above:

Provided further that if the actual expenditure on relief measures as revealed in the accounts of this year is lower than the sums specified above, the balance shall remain available to the State Government as part of the Calamity Relief Fund of the State.

(2) Any sum or sums payable under sub-paragraph (1) to any State, in the financial year commencing on the 1st day of April, 2002 shall be in addition to the sum or sums payable to that State in the financial year in pursuance of sub-paragraph (1) of paragraph 3 of the Constitution (Distribution of Revenues) No. 3 Order, 2002.

A. P. J. ABDUL KALAM,
President

[F.No. 19(7)/2003-L.I.]
SUBHASH C. JAIN, Secy.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

Notification

New Delhi, the 31st March, 2003

G.S.R. 264(E).— The following Order made by the President is published for general information:—

"C.O. 198"

THE CONSTITUTION (DISTRIBUTION OF REVENUES) No. 7 ORDER, 2003

In exercise of the powers conferred by article 275 of the Constitution, the President, after having considered the recommendations of the Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 7 Order, 2003.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2002, as grants-in-aid of the revenues to—

(a) each of the States specified in column (1) of the Table below, the sums specified against it in each of the columns (2) to (14) of the said Table, towards expenditure of revenue and capital nature, on programmes for upgradation of standards and "special problems" relating to the administration of the sectors and services mentioned in those columns, namely:—

TABLE

For upgradation of Standards relating to													
State	District Administration	Police Administration	Jail Administration	Fire	Judicial	Fiscal	Health	Elementary Education	Computer Training	Public Libraries	Heritage Protection	Augmentation of Traditional Water Sources	Special Problem
1	2	3	4	5	6	7	8	9	10	11	12	13	14
(Rupees in lakhs)													
Andhra Pradesh		441.46		682.69	1244.50		723.96	1025.61	790.66				855.87
Arunachal Pradesh			301.65			50.00			446.89	36.00	60.32	301.95	30.25
Assam				293.20	150.00								
Bihar			385.50		2636.35				479.92		203.01		787.56
Chhattisgarh	1594.82	86.87		147.60	437.57	157.50	120.66		550.02			186.30	
Goa				69.20									
Gujarat				392.14			542.97			479.67		931.48	
Haryana												95.94	
Himachal Pradesh						50.00	271.50		155.66		79.56		
Jammu and Kashmir					166.27	50.00							
Jharkhand					1282.83	98.00	452.47						25.03
Karnataka	2111.55				1345.06					447.30			
Kerala		278.72	13.58		28.76			20.11				129.71	
Madhya Pradesh					1230.06								
Maharashtra		1085.82	241.32	603.30			814.47					1533.58	1809.88
Manipur	150.82	115.83	30.16	30.16		50.00		30.06		223.85	30.16	118.24	211.05
Meghalaya					49.78	50.00							
Mizoram		66.36	50.28	20.11	49.78	50.00		30.16		181.72		114.63	
Nagaland					18.30	50.00			171.24	181.72			1244.51
Orissa					1032.44					559.61			452.50
Punjab					412.68								
Rajasthan		89.73	298.68	442.42	1198.20					368.37		1590.89	1536.93
Sikkim		16.89		30.16		50.00	60.33			143.90	30.16		
Tamil Nadu		110.73		160.88	583.99		422.31		1121.61	68.00		557.16	
Tripura	301.65	174.96	30.16	30.16	40.82	50.00			51.89				905.09
Uttar Pradesh			254.39		3495.55								
Uttaranchal	922.75	88.67	66.06	99.9	649.13	141.00	271.48						301.65
West Bengal			90.5	120.66			241.32						

Provided that the sums specified above shall be expended on programmes formulated by the State Governments for upgradation and standards relating to the administration of the sectors and services specified above and approved by State Level Empowered Committees:

Provided further that the amount of grant specified above against any administration is subject to adjustment within the financial year commencing on the 1st day of April, 2002 against the actual expenditure incurred on approved programme or programmes relating to such administration, as reflected in the accounts of that years:

Provided also that the unutilised grant for a particular year may be carried forward to next year and the grant which remain unutilised will be credited to the Incentive Fund during 2004-05 from which fiscal performance based grants are to be released to all the States;

(b) each of the States specified in column (1) of the Table below, the sums specified against it in each of the columns (2) to (8) of the said Table, towards expenditure of capital nature, on programmes approved by the Central Government for upgradation of Standards and "special problems" mentioned in those columns, incurred in the financial year commencing on the 1st day of April, 2002, namely:—

TABLE

State	Police	For upgradation on standards relating to					
		Compu- tarisa- tion Trea- suries	Jails	Record Rooms	Edu- cation	Fire Ser- vices	Spe- cial Prob- lems
1	2	3	4	5	6	7	8
(Rupees in lakhs)							
Andhra Pradesh	60.55	—	—	—	—	40.00	—
Arunachal Pradesh	—	—	—	—	—	15.68	—
Bihar	38.00	—	32.40	185.59	1455.92	24.17	—
Jammu and Kashmir	—	—	—	9.80	—	29.91	369.90
Jharkhand	124.55	—	37.74	—	—	6.77	—
Manipur	2.65	—	—	—	21.82	—	292.98
Meghalaya	—	—	0.37	—	—	—	—
Orissa	6.36	—	—	8.50	217.94	—	137.10
Sikkim	2.42	0.01	1.35	0.01	—	51.75	25.00
Uttar Pradesh	—	—	—	498.65	—	—	—
Uttaranchal	—	—	—	19.67	—	—	—

Provided that if the actual expenditure on such approved programmes relating to any administration as revealed in the accounts of that year is lower than the amount of grant specified above against that administration, the amount so paid in excess shall be adjusted against any sum or sums which may become payable to that State in any of the succeeding years for any other purpose.

(2) Any sum or sums payable under clauses (a) and (b) of sub-paragraph (1) shall be in addition to any sum or sums payable to the States under each of the provisos to clause (1) of article 275.

A. P. J. ABDUL KALAM,
President.

[F. No. 19(4)/2003-L.I.]
SUBHASH C. JAIN, Secy.

Notification

10/3/2003-LA

The Representation of the People (Second Amendment) Act, 2002 (Central Act No. 6 of 2003), which has been passed by the Parliament and assented to by the President of India on 6-1-2003 and published in the Gazette of India, Extraordinary, Part II, Section 1, dated 7-1-2003, is hereby published for general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 19th February, 2004.

THE REPRESENTATION OF THE PEOPLE
(SECOND AMENDMENT) ACT, 2002

AN

ACT

further to amend the Representation of the People Act, 1950.

BE it enacted by Parliament in the Fifty-third Year of the Republic of India as follows:—

1. *Short title.*— This Act may be called the Representation of the People (Second Amendment) Act, 2002.

2. *Amendment of Fourth Schedule to Act 43 of 1950.*— In the Fourth Schedule to the Representation of the People Act, 1950, for the heading "BIHAR" and the entries relating thereto, the following shall be substituted, namely:—

"BIHAR

1. Nagar Parishads.
2. Cantonment Boards.
3. Nagar Panchayats.
4. Zila Parishads.
5. Panchayat Samitis.
6. Nagar Nigams (Corporations).
7. Gram Panchayats."

◆◆◆

Department of Personnel

◆◆◆

Notification

1/6/89-PER

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, and in supersession of the existing Recruitment Rules for the relevant post, the Governor of Goa hereby makes the following rules to regulate the recruitment to the Goa General Service, Group 'A' Gazetted post in the Government Polytechnic, Government of Goa, namely:—

1. *Short title, application and commencement.*—

(1) These rules may be called the Government of Goa, Government Polytechnic, Group 'A' Gazetted post, Recruitment Rules, 2004.

(2) They shall apply to the post specified in column (1) of the Schedule to these rules (hereinafter called as the "said Schedule").

(3) They shall come into force from the date of their publication in the Official Gazette.

2. *Number, classification and scales of pay.*— The number of posts, classification of the said post and the scale of pay attached thereto shall be as specified in columns (2) to (4) of the said Schedule.

Provided that the Government may vary the number of posts in column (2) of the said Schedule from time to time subject to exigencies of work.

3. *Method of recruitment, age limit and other qualifications.*— The method of recruitment to the

said post, age limit, qualifications and other matters connected therewith shall be as specified in columns (5) to (13) of the said Schedule.

4. *Disqualification.*— No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Government may, if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

5. *Power to relax.*— Where the Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing and in consultation with the Goa Public Service Commission, relax any of the provisions of these rules with respect to any class or category of persons.

6. *Saving.*— Nothing in these rules shall affect reservation, relaxation of age limit and other concessions required to be provided for Scheduled Castes, and other special categories of persons in accordance with the orders issued by the Government from time to time in that regard.

7. These rules are issued in consultation with the Goa Public Service Commission vide their letter No.COM/II/13/34(2)/2003 dated 29-1-2004.

By order and in the name of the Governor of Goa.

D. M. Borkar, Officer on Special Duty (PETS).

Panaji, 27th February, 2004.

SCHEDULE

Name/ Designation of post	No. of posts	Classifi- cation	Scale of pay	Whether selection post or non- selec- tion post	Age limit for direct recruits	Whether the benefit of added year of service is admissible under Rule 30 of CCS (Pension) Rules, 1972	Educational and other qualifica- tions required for direct recruits	Whether age & educational qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation, if any	Method of recruitment, whether by direct or by promotion or by deputation/ transfer/ contract and percent- age of the vacancies to be filled by various methods	In case of recruitment by promotion/ deputation/ transfer, grades from which promotion/ deputation/ transfer is to be made	If a D. P. C. exists, what is its compo- sition	Circum- stances in which Goa Public Service Commission is to be consulted in making recruitment
1	2	3	4	5	6	6(a)	7	8	9	10	11	12	13
Stores Officer.	1	Goa General Service, Group 'A' Gaze- tted.	Rs. 8000- 275- 13500.	Selection.	Not exceeding 40 years (Rela- xable for Gov- ernment ser- vants upto 5 years in accor- dance with the instructions or orders issued by the Govern- ment).	N. A.	<i>Essential:</i> (i) Degree in Mechanical or Electrical Engi- neering of a recognised University or equivalent. (ii) 3 years ex- perience in pur- chase and maintenance of technical stores. (iii) Knowledge of Konkani. <i>Desirable:</i> Knowledge of Marathi.	N. A.	2 years.	By promotion, failing which, by transfer on deputation and failing in the grade, both by direct recruitment.	<i>Promotion:</i> From Assistant Stores Officer of the Department with 5 years regular service in the grade. <i>Transfer on deputation:</i> Officers under the Central/ State Government/Union Territories, (a) (i) holding analogous posts on regular basis; or (ii) with 5 years regular service in the posts in the scale of Rs. 6500-10500 or equivalent; or (iii) with 8 years service in posts in the scale of Rs. 5500-9000 or equivalent; and (b) possess- ing educational qualifica- tions and experience laid down for direct recruits under column (7) (Period of deputation including period of deputation in another ex-cadre post held immedi- ately preceding this ap- pointment in the same organisation/department shall ordinarily not exceed 3	Group 'A' D.P.C. consisting of— 1. Chairman/ /Member of G.P.S.C. — Chair- man 2. Chief Se- cretary or his nomi- nee — Member 3. Adminis- trative Se- cretary/ /Head of Depart- ment — Mem- ber. (for consi- dering con- firmation)	As required under the Goa Public Service Commission (Exemption from Consul- tation) Reg- ulations, 1988. Consul- tation with the Goa Public Service Commission is necessary for making direct recruitment, promotion and confirmation and for selecting an Officer for appointment on deputation and amending/ /relaxing any of the provisions of these rules.

